



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Josef Beck
Serial No.: 10/535,078
Int'l Appln. No.: PCT/EP03/12526
Filed: May 13, 2005
Int'l Filing Date: November 10, 2003
For: AXIAL PISTON MACHINE, RECOIL PLATE AND METHOD OF MANUFACTURING A RECOIL PLATE
Examiner: Unassigned
Art Unit: Unassigned
Docket: 18767
Conf. No.: 8531
Dated: March 1, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SUBMISSION OF DECLARATION
AND POWER OF ATTORNEY**

Sir:

Pursuant to the Notification of Missing Requirements dated December 1, 2005, enclosed is a Declaration and Power of Attorney for the above application previously filed without a declaration. The requisite \$130.00 surcharge for this filing was previously paid on May 13, 2005. Also enclosed is a Petition for Extension of Time and a check in the amount of \$120.00. A copy of the Notification Of Missing Requirements is enclosed as required.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 1, 2006.

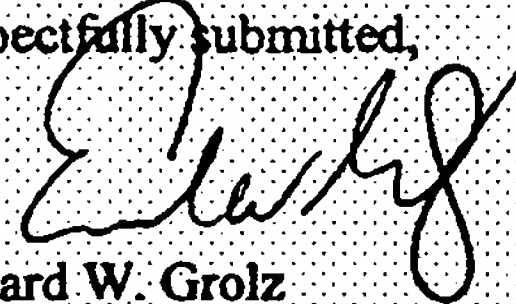
Dated: March 1, 2006


Edward W. Grolz

Any additional charges required in connection with this submission may be charged to Deposit Account No. 19-1013/SSMP. A duplicate of this sheet is enclosed.

This submission is believed to be timely and in compliance with 37 C.F.R. §§1.51, 1.63.

Respectfully submitted,



Edward W. Grolz
Registration No. 33,705

SCULLY, SCOTT, MURPHY & PRESSER, PC
400 Garden City Plaza – Suite 300
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(516) 742-4343

EWG/cl



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/535,072	Josef Beck	18767

23389
 SCULLY SCOTT MURPHY & PRESSER, PC
 400 GARDEN CITY PLAZA
 SUITE 300
 GARDEN CITY, NY 11530

INTERNATIONAL APPLICATION NO.	
PCT/EP03/12526	
IA FILING DATE	PRIORITY DATE
11/10/2003	11/15/2002

CONFIRMATION NO. 8531

371 FORMALITIES LETTER



OC000000017529473

Date Mailed: 12/01/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/13/2005
- English Translation of the IA filed on 05/13/2005
- Copy of the International Search Report filed on 05/13/2005
- Copy of IPE Report filed on 05/13/2005
- Preliminary Amendments filed on 05/13/2005
- U.S. Basic National Fees filed on 05/13/2005
- Priority Documents filed on 05/13/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*



DARRELL C COTTMAN

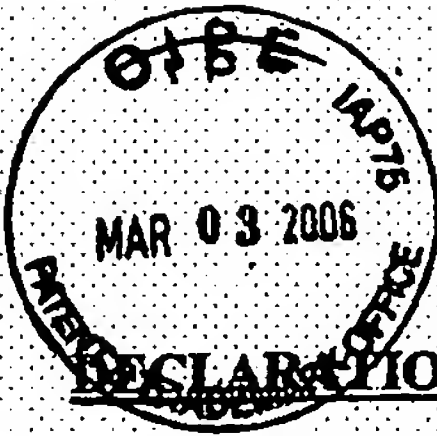
Telephone: (703) 308-9140 EXT 203

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/535,072	PCT/EP03/12526	18767

FORM PCT/DO/EO/905 (371 Formalities Notice)

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) <small>(Large Entity)</small>						Docket No. 18767	
In Re Application Of: Josef Beck							
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.		
10/535,078	May 13, 2005	Unassigned	23389	Unassigned	8531		
Invention: AXIAL PISTON MACHINE, RECOIL PLATE AND METHOD OF MANUFACTURING A RECOIL PLATE							
<u>COMMISSIONER FOR PATENTS:</u>							
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of <u>December 1, 2005</u> above-identified application. <small>Date</small>							
The requested extension is as follows (check time period desired): <input checked="" type="checkbox"/> One month <input type="checkbox"/> Two months <input type="checkbox"/> Three months <input type="checkbox"/> Four months <input type="checkbox"/> Five months from: <u>February 1, 2006</u> until: <u>March 1, 2006</u> <small>Date Date</small>							
The fee for the extension of time is \$120 and is to be paid as follows: <input checked="" type="checkbox"/> A check in the amount of the fee is enclosed. <input type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. <input checked="" type="checkbox"/> If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 19-1013/SSMP <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.							
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.							
 <small>Signature</small> Edward W. Grolz Reg. No. 33,705				Dated: March 1, 2006 <div style="border: 1px solid black; padding: 5px;"> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>March 1, 2006</u>. <small>(Date)</small></p> <p style="text-align: right;"> <small>Signature of Person Mailing Correspondence</small></p> <p style="text-align: right;">Edward W. Grolz <small>Typed or Printed Name of Person Mailing Correspondence</small></p> </div>			
3/2006 GFREY1 00000030 10535078 C:1251 120.00 OP EWG/cl cc:							



DOCKET NO. 18767

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

AXIAL PISTON MACHINE, RECOIL PLATE AND METHOD OF MANUFACTURING A RECOIL PLATE

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on November 10, 2003 as PCT International Application Serial No. PCT/EP03/12526
and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37 Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 (a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

Number	Country	Date of Filing Day/Month/Year	Priority Claimed Under 35 U.S.C. 119
102 53 379.2	Germany	15/11/2002	X YES <input type="checkbox"/> NO
103 00 070.4	Germany	03/01/2003	X YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below:

(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35, United States Code, Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C.F.R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

Application Serial No.

Filing Date

Status

Application Serial No.

Filing Date

Status

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

CUSTOMER NO. 00272

Address all telephone calls to Leopold Presser at telephone no. 516-742-4343

Address all correspondence to Leopold Presser, Scully, Scott, Murphy & Presser, 400 Garden City Plaza, Suite 300, Garden City, New York 11530

Full name of sole or first inventor	
Josef Beck	
Sole or first inventor's signature	Date
Josef Beck	14. April 2005
Residence	
Schillingstrasse 25, D-78050 Villingen-Schwenningen, Germany	
Citizenship	
German	
Post Office Address	
Same as above	